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4 RUBEN JUAREZ, et al.,  
5 Plaintiffs,  
6 v.  
7 SOCIAL FINANCE, INC., et al.,  
8 Defendants.  
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10 Case No. [20-cv-03386-HSG](#)  
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13 **ORDER GRANTING MOTION TO**  
14 **SEAL**

15 Re: Dkt. No. 118

16 Pending before the Court is Plaintiffs' administrative motion to seal. Dkt. No. 118. For  
17 the reasons detailed below, the Court **GRANTS** the motion.

18 **I. LEGAL STANDARD**

19 Courts generally apply a "compelling reasons" standard when considering motions to seal  
20 documents. *Pintos v. Pac. Creditors Ass'n*, 605 F.3d 665, 678 (9th Cir. 2010) (quoting *Kamakana*  
21 v. City & Cty. of Honolulu, 447 F.3d 1172, 1178 (9th Cir. 2006)). "This standard derives from the  
22 common law right 'to inspect and copy public records and documents, including judicial records  
23 and documents.'" *Id.* (quoting *Kamakana*, 447 F.3d at 1178). "[A] strong presumption in favor of  
24 access is the starting point." *Kamakana*, 447 F.3d at 1178 (quotations omitted). To overcome this  
25 strong presumption, the party seeking to seal a judicial record attached to a dispositive motion  
26 must "articulate compelling reasons supported by specific factual findings that outweigh the  
27 general history of access and the public policies favoring disclosure, such as the public interest in  
28 understanding the judicial process" and "significant public events." *Id.* at 1178–79 (quotations  
omitted). "In general, 'compelling reasons' sufficient to outweigh the public's interest in  
disclosure and justify sealing court records exist when such 'court files might have become a  
vehicle for improper purposes,' such as the use of records to gratify private spite, promote public

1 scandal, circulate libelous statements, or release trade secrets.” *Id.* at 1179 (quoting *Nixon v.*  
2 *Warner Commc’ns, Inc.*, 435 U.S. 589, 598 (1978)). “The mere fact that the production of records  
3 may lead to a litigant’s embarrassment, incrimination, or exposure to further litigation will not,  
4 without more, compel the court to seal its records.” *Id.*

5 The Court must “balance[] the competing interests of the public and the party who seeks to  
6 keep certain judicial records secret. After considering these interests, if the court decides to seal  
7 certain judicial records, it must base its decision on a compelling reason and articulate the factual  
8 basis for its ruling, without relying on hypothesis or conjecture.” *Id.* Civil Local Rule 79-5  
9 supplements the compelling reasons standard set forth in *Kamakana*: the party seeking to file a  
10 document or portions of it under seal “must explore all reasonable alternatives to filing documents  
11 under seal, minimize the number of documents filed under seal, and avoid wherever possible  
12 sealing entire documents . . . .” Civil L.R. 79-5(a). The party must further explain the interests  
13 that warrant sealing, the injury that will result if sealing is declined, and why a less restrictive  
14 alternative to sealing is not sufficient. *See* Civil L.R. 79-5(c).

15 Records attached to nondispositive motions must meet the lower “good cause” standard of  
16 Rule 26(c) of the Federal Rules of Civil Procedure, as such records “are often unrelated, or only  
17 tangentially related, to the underlying cause of action.” *See Kamakana*, 447 F.3d at 1179–80  
18 (quotations omitted). This requires a “particularized showing” that “specific prejudice or harm  
19 will result” if the information is disclosed. *Phillips ex rel. Estates of Byrd v. Gen. Motors Corp.*,  
20 307 F.3d 1206, 1210–11 (9th Cir. 2002); *see also* Fed. R. Civ. P. 26(c). “Broad allegations of  
21 harm, unsubstantiated by specific examples of articulated reasoning” will not suffice. *Beckman*  
22 *Indus., Inc. v. Int’l Ins. Co.*, 966 F.2d 470, 476 (9th Cir. 1992) (quotation omitted).

## 23 II. DISCUSSION

24 Plaintiffs seek to seal an unredacted Class List that contains the names and addresses of all  
25 class members to whom notice was sent. *See* Dkt. No. 118-2, Ex. 1. Because the Class List is not  
26 associated with any dispositive motion, the Court applies the lower good cause standard. The  
27 Class List contains class members’ sensitive personally identifiable information, including the  
28 contact information of individuals who called SoFi at a number specifically designated for non-

1 U.S. citizens. Moreover, this information is unrelated to the public's understanding of the judicial  
2 proceedings in this case, and the public's interest in disclosure of these documents is minimal.  
3 The Court previously granted final approval of the parties' settlement agreement and the case is  
4 now closed. The Court did not rely on the Class List as part of its analysis, and the parties are  
5 only filing it on the docket now as required by the terms of their settlement agreement. *See* Dkt.  
6 No. 118 at 1. Accordingly, because the document divulges sensitive information unrelated to the  
7 public's understanding of the judicial proceedings in this action, the Court finds that there is good  
8 cause to file the documents under seal.

9 **III. CONCLUSION**

10 The Court **GRANTS** the administrative motion to file under seal. Dkt. No. 118. Pursuant  
11 to Civil Local Rule 79-5(e)(1), documents filed under seal as to which the administrative motion is  
12 granted will remain under seal.

13 **IT IS SO ORDERED.**

14 Dated: 9/6/2023

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16 HAYWOOD S. GILLIAM, JR.  
17 United States District Judge